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In the Matter of the Suspension of  
the Licenses to Conduct Gambling Activities of:

NO. CR 2008-02024

Parker's Sports Bar & Casino,  
17001 Aurora Avenue N  
Shoreline, Washington,

SETTLEMENT ORDER

Licensee.

This Settlement Order is entered into between the Washington State Gambling Commission and Parker's Sports Bar & Casino. H. Bruce Marvin, Assistant Attorney General, and Melinda Froud, Staff Attorney, represent the Commission. Its Chief Executive Officer, George Sze, represents the licensee.

I.

The Washington State Gambling Commission issued Parker's Sports Bar & Casino, organization number 00-13542, the following licenses:

Number 67-00027, Authorizing Class "15" House-Banked Card Room Activity.  
Number 05-07549, Authorizing Class "B" Punchboard/Pull-Tab Activity.

The licenses expire on September 30, 2009, and were issued subject to the licensee's compliance with state gambling laws and regulations.

II.

In the above-entitled case, the Gambling Commission issued a Notice of Administrative Charges and Opportunity for an Adjudicative Hearing on February 4, 2009, seeking the suspension of Parker's Sports Bar & Casino's licenses to conduct gambling activities.

On February 19, 2009, Commission staff received the licensee's request for a hearing. The following summary of facts and violations were alleged in the Notice of Administrative Charges:

- On at least December 7, 2008, and December 16, 2008, the licensee failed to use the pan-tilt-zoom (PTZ) camera to verify winning hands, amounts of the wager, amounts of the payout, and the players who won the prize. This is a violation of WAC 230-15-320(4).
- Between November 26, 2008, and December 19, 2008, on at least 14 player-supported jackpot (PSJ) payouts of \$500 or more, the licensee failed to record the value and suit of each card in a winning hand and failed to record the dealer confirming a complete deck of cards. This is a violation of WAC 230-15-405(5).

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- Between November 26, 2008, and December 19, 2008, the licensee did not keep video recordings for at least five PSJ payouts of \$500 or more. This is a violation of WAC 230-15-319(2).
- Between October 2007 and June 2008, the licensee received a warning letter and four NOVAS<sup>1</sup> for surveillance violations.

**RCW 9.46.075** provides that the Commission may suspend or revoke any license or permit issued by it, for any reason or reasons, it deems to be in the public interest. These reasons shall include, but not be limited to, cases wherein the licensee, or any person with any interest therein:

The following subsection(s) apply:

(1) Has violated, failed or refused to comply with the provisions, requirements, conditions, limitations or duties imposed by chapter 9.46 RCW and any amendments thereto, or any rules adopted by the Commission pursuant thereto, or when a violation of any provision of chapter 9.46 RCW, or any Commission rule, has occurred upon any premises occupied or operated by any such person or over which he or she has substantial control;

**WAC 230-03-085** Denying, suspending, or revoking an application, license or permit. We may deny, suspend, or revoke any application, license or permit, when the licensee, or anyone holding a substantial interest in the licensee's business or organization:

The following subsection(s) apply:

(1) Commits any act that constitutes grounds for denying, suspending, or revoking licenses or permits under RCW 9.46.075.

(3) Has demonstrated willful disregard for complying with ordinances, statutes, administrative rules, or court orders, whether at the local, state, or federal level.

**WAC 230-15-320** Surveillance room requirements for house-banked card game licensees. House-banked card game licensees must maintain one or more surveillance rooms. They must:

The following subsection(s) apply:

(4) Ensure that any time a winning wager, a jackpot, or bonus pay out greater than one thousand dollars is won, they use pan-tilt-zoom (PTZ) cameras to verify: (a) Winning hands; and (b) Amounts of the wager; and (c) Amounts of the pay out; and (d) Players who won the prize.

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<sup>1</sup> The Notice of Violation and Settlement (NOVAS) identifies the violation and gives the recipient the opportunity to pay a fine to settle the matter.

**WAC 230-15-405** Paying out prizes on a player-supported jackpot.

The following subsection(s) apply:

(5) When a player wins a prize of five hundred dollars or more, in view of the surveillance camera, the dealer must: (a) Display the value and suit of each card in the winning hand; and (b) Count and put in numerical order by suit the remaining cards in the deck to confirm a complete deck.

**WAC 230-15-319** Retaining video recordings.

The following subsection(s) apply:

(2) Licensees must keep: (b) Recordings documenting jackpot pays outs for at least thirty days:  
(i) For player supported jackpots, retain recordings of jackpots of five hundred dollars or more.

**IV.**

The licensee acknowledges that it received the Notice of Administrative Charges issued in this case, and understands the facts and violations contained in it. The licensee has waived its right to a hearing, based on the terms and conditions of this Settlement Order.

The licensee has changed its procedures for PTZ verification, deck verification, and mandatory recordings. In addition, a new Surveillance Manager was hired in February 2008, and the Surveillance Observer involved in the June 2008 NOVAS was terminated. The licensee self reported the violation that resulted in the March 2008 NOVAS.

The licensee agrees to the following terms and sanctions:

1) The licensee's gambling licenses are hereby suspended for a period of **five (5) days**, provided that:

a) **Four (4) days** of the suspension shall not be currently served, but shall be deferred for a period of one year from the date of entry of this Settlement Order, subject to the following: The licensee agrees not to violate the terms of this Settlement Order, or any of Washington's gambling statutes or regulations during the one (1) year term. If the licensee violates this Settlement Order or gambling statutes or regulations, and if the violation is the type that warrants the filing of administrative or criminal charges, then the Director may impose the four-day deferred suspension of the current gambling licenses and any subsequently acquired gambling licenses.

b) The parties agree that the Director of the Washington State Gambling Commission, pursuant to this agreement, has discretion to determine whether the licensee has violated any term of this agreement. In the event the Director determines that a violation of this agreement has occurred, he may suspend the license(s) issued to the licensee for up to four days, by mailing or delivering a Notice of Order of Administrative Charges to the licensee. In addition to the consequences of the new violation, the deferred sentence shall also be served. The licensee shall be afforded the opportunity to have an Adjudicative Proceeding, which includes a hearing on the alleged violations.

c) Pursuant to RCW 9.46.077, the licensee has chosen to serve the remaining one (1) day of this suspension.

- The suspension period will be served beginning at 8:00 a.m. on Tuesday, April 21, 2009. The licensee may resume its gambling activities at 8:00 a.m. on Wednesday, April 22, 2009.
- During this period of suspension, no gambling activities shall take place at the licensed premises.

d) The signed order must be received by Commission staff on or before April 1, 2009.

2) If no violations occur within the one (1) year period, and the licensee makes its payment by the dates agreed to in this Settlement Order, this matter will be deemed closed.


DATED this 8<sup>th</sup> day of April, 2009.

  
Administrative Law Judge

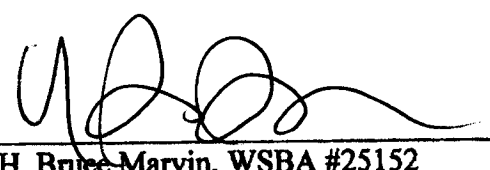
APPROVED FOR ENTRY:

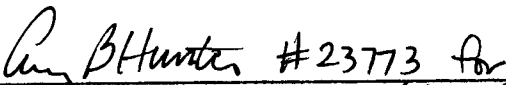
APPROVED AS TO FORM:

By the signature below, the licensee acknowledges reading the Settlement Order, and understands the terms and conditions contained in it.

  
George Sze  
Chief Executive Officer  
Parker's Sports Bar

3/26/09  
DATE

  
H. Bruce Marvin, WSBA #25152  
Assistant Attorney General,  
Representing the Washington  
State Gambling Commission

  
Melinda Froud, WSBA#26792 (AMY B. HUNTER)  
Lead Staff Attorney,  
Washington State Gambling Commission